UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/828,108	04/06/2001	Jon D. Kittelsen	13701-154	6804

32300	7590	12/03/2003

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MAR 0 6 2004

EXAMINER
BROWN, MICHAEL A

ART UNIT	PAPER NUMBER
3764	

DATE MAILED: 12/03/2003

Please find below and/or attached an Office communication concerning this application or proceeding.

PTO-90C (Rev. 10/03)

09/828/108

APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.

OIPE
MAR 0 8 2004

EXAMINER

ART UNIT	PAPER NUMBER
	15

DATE MAILED:

NOTICE OF ABANDONMENT

This application is abandoned in view of:

☑ Applicant's failure to timely file a proper reply to the Office letter mailed on ____4/23/03____ .

☐ A reply (with a Certificate of Mailing or Transmission of _____) was received on _____ , which is after the expiration of the period for reply (including a total extension of time of ____ month(s)) which expired on _____ .

☐ A proposed reply was received on _____ , but it does not constitute a proper reply under 37 CFR 1.113 to the final rejection.
(A proper reply under 37 CRF 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).

☐ No reply has been received.

☐ Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).

☐ The issue fee and publication fee, if applicable, was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance.

☐ The submitted fee of $ _____ is insufficient. A balance of $ _____ is due.
The issue fee required by 37 CFR 1.18 is $ _____. The publication fee, if required by 37 CFR 1.18(d), is $ _____.

☐ The issue fee and publication fee, if applicable, has not been received.

☐ Applicant's failure to timely file new formal drawings as required by, and within the three-month period set in, the Notice of Allowability (PTOL-37).

☐ Proposed new formal drawings were received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply.

☐ The proposed new formal drawings filed on _____ are not acceptable and the period for reply has expired.

☐ No proposed new formal drawings have been received.

☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.

☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.

☐ The decision by the Board of Patent Appeals and Interferences rendered on _____ and because the period for seeking court review of the decision has expired and there are no allowed claims.

☐ The reason(s) below:

MICHAEL A. BROWN
PRIMARY EXAMINER

Re. Appln: Jon D. Kittelsen, et al
Serial No.:   09/828,108
Filed: April 6, 2001
For: COMPOSITE MOUTHGUARD WITH NONSOFTENING
FRAMEWORK

Receipt is hereby acknowledged by the U.S. Patent and Trademark
Office for the following:

1.   Transmittal Cover Letter;
2.   Response to Office Action (2 pages)
3.   Terminal Disclaimer (1 page);
4.   A check in the amount of $55.00 for the filing fee; and
5.   Postcard Receipt

for the above-referenced patent application.

33116.51   April 30, 2003   GEH